

Honolulu, Hawaii

APR 09 2015

RE: S.C.R. No. 44
S.D. 2

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 44, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF
THE BOARD OF LAND AND NATURAL RESOURCES TO ESTABLISH A LIPOA
POINT MANAGEMENT COUNCIL, "

begs leave to report as follows:

The purpose and intent of this measure is to protect and
preserve Lipoa Point, provide support for the community, preserve
cultural and recreational access, and protect the pristine marine
environment.

Specifically, the measure requests:

- (1) The Chairperson of the Board of Land and Natural
Resources to establish the Lipoa Point Management
Council;
- (2) That any entity developing, accepting, or implementing
any plan for the development within the parcel of land
acquired by the State at Lipoa Point collaborate with
and consider the recommendations of the Lipoa Point
Management Council;
- (3) That any transfer of property in the Lipoa Point area
within the Lipoa Point District to any state or county
agency be upon the condition that the agency be required
to collaborate with and consider the recommendations of



the Lipoa Point Management Council in the development, acceptance, and implementation of any plan for the transferred property; and

- (4) That the Lipoa Point Management Council submit a report of its activities to the Legislature no later than twenty days prior to the convening of each Regular Session.

Your Committee received written comments in support of this measure from one individual. Your Committee received written comments in opposition to this measure from the Department of Land and Natural Resources.

Your Committee finds that the State's acquisition of Lipoa Point presents significant challenges for the Department of Land and Natural Resources regarding the management of a vast, porous, and complex land. Your Committee further finds that many issues arise with the acquisition of this new parcel, such as public safety, security, sanitation, resource protection, and appropriate land management.

Your Committee believes that it is prudent to request the Department of Land and Natural Resources to report its recommendations relating to Lipoa Point, rather than requesting the immediate establishment of the Lipoa Point Management Council. This report will provide information necessary to develop a plan for Lipoa Point, which is critical in managing an area so vast and with many competing public interests.

Your Committee has amended this measure by:

- (1) Deleting language relating to the establishment and duties of the Lipoa Point Management Council, and instead inserting language that requests the Department of Land and Natural Resources to submit a report to the Legislature on Lipoa Point, including:
 - (A) Recommendations on the feasibility of establishing a Lipoa Point Management Council to explore options to protect and preserve the area's condition, provide support for the community, preserve cultural and recreational access, and protect the pristine marine environment;



- (B) Recommendations on resources required to protect and preserve Lipoa Point; and
 - (C) Any proposed legislation; and
- (2) Amending the measure's title and the Whereas clauses to reflect its amended purpose.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 44, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 44, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



JILL N. TOKUDA, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SCR44 SD1</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">WTL, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">4-8-15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KOUCHI, Ronald D. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
GALUTERIA, Brickwood				✓
HARIMOTO, Breene	✓			
INOUE, Lorraine R.	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam	✓			
TOTAL	10	0	0	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.2em; font-family: cursive; text-align: center;">M. N. M.</div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 2px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

*Only one measure per Record of Votes